

**Customer Number**

24024

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Janet L. Norris

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Randolph M. Howes

Group Art Unit: 1616

Application No.: 10/050,121

Examiner: Frank I. Choi

Filed: January 18, 2002

Attorney Docket No.: 29794/04001

For: Compositions, Methods, Apparatus and Systems for Singlet Oxygen Delivery

**Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
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AMENDMENT UNDER 37 C.F.R. § 41.33(b)

This paper is responsive to the Office Action mailed December 30, 2004, setting an initial due date of March 30, 2005. Applicants filed a Notice of Appeal February 21, 2005, restarting the clock for response. Applicants submit that no fee should be required for consideration of this Response; however, if a fee is due, Applicants expressly authorize the Office to charge Applicant's Deposit Account, No. 03-0172.

This Response is filed concurrently with an Appeal Brief.

Please amend the application as follows:

Amendments to the Claims are presented in the Listing of Claims on page 2; and

Remarks begin on page 3.